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Intellectual Property Causes  
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3-727

Attorney Docket No. P22036

In re application of : D. PRIETO

Application No. : 10/069,614

Filed : September 10, 2002

For : THE DEVICE FIXING IN A CONTAINER SUCH A METAL CAN DEVICE  
AUTOMATICALLY EXTRACTING THE STRAW AND ITS ASSOCIATED DEVICE

**Mail Stop Amendment**  
Group Art Unit: 3727

Examiner: J. M. Moy

**Mail Stop Amendment**

U.S. Patent and Trademark Office  
220 20<sup>th</sup> Street S.  
Customer Window  
Crystal Plaza Two, Lobby, Room 1B03  
Arlington, VA 22202  
Sir:

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SEP 29 2004

TECHNOLOGY CENTER R3700

Transmitted herewith is an **Election with traverse** in the above-captioned application.

- ☒ Small Entity Status of this application under 37 C.F.R. 1.9 and 1.27 has been established by a previously filed statement.
- ☐ A verified statement to establish small entity status under 37 C.F.R. 1.9 and 1.27 is enclosed.
- ☐ A Request for Extension of Time.
- ☒ No additional fee is required.

The fee has been calculated as shown below:

Claims After Amendment	No. Claims Previously Paid For	Present Extra	Small Entity		Other Than A Small Entity	
			Rate	Fee	Rate	Fee
Total Claims: 32	*32	0	x 9=	\$0.00	x 18=	\$
Indep. Claims: 4	**4	0	x 43=	\$0.00	x 86=	\$
Multiple Dependent Claims Presented			+145=	\$0.00	+290=	\$
Extension Fees for ____ Month(s)				\$0.00		\$
Total:				\$0.00	Total:	\$

\* If less than 20, write 20

\*\* If less than 3, write 3

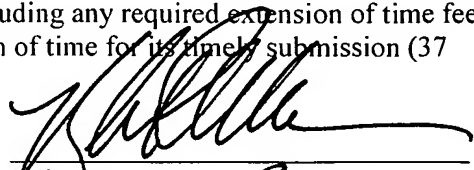
☐ Please charge my Deposit Account No. 19-0089 in the amount of \$ \_\_\_\_.

☐ A check in the amount of \$ \_\_\_\_ to cover the \*filing/extension\* fee is included.

☒ The U.S. Patent and Trademark Office is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 19-0089.

☒ Any additional filing fees required under 37 C.F.R. 1.16.

☒ Any patent application processing fees under 37 C.F.R. 1.17, including any required extension of time fees in any concurrent or future reply requiring a petition for extension of time for its timely submission (37 C.F.R. 1.136(a)(3)).

  
Neil F. Greenblum  
Reg. No. 28,394

35.243



P22066.A05

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : D. PRIETO

Art Unit: 3727

Serial No. : 10/069,614

Examiner: J. M. Moy

Filed : September 10, 2002

For : THE DEVICE FIXING IN A CONTAINER SUCH A METAL CAN  
DEVICE AUTOMATICALLY EXTRACTING THE STRAW AND  
ITS ASSOCIATED DEVICE

**ELECTION WITH TRAVERSE**

Commissioner for Patents  
U.S. Patent and Trademark Office  
220 20th street S.  
Customer Window, Mail Stop \_\_\_\_\_  
Crystal Plaza Two, Lobby, Room 1B03  
Arlington, VA 22202

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TECHNOLOGY CENTER R3700

Sir:

In response to the Examiner's restriction requirement of August 24, 2004, the time set for response, extending until September 24, 2004, Applicant hereby elects with traverse the invention defined by the Examiner as Group II comprising claims 22-30 and 38-42 and species II directed to Figs. 8-12. Applicant submits that claims 22-30 and 38-42 read on Species II. The above-noted election is made with traverse for the reasons set forth below.

**REMARKS**

Upon entry of the present election, Applicant will have elected with traverse the invention defined as Group II comprising claims 22-30 and 38-42 and species II comprising